

FUNDAMENTALS OF TRIAL ADVOCACY COURSE

September 30 – October 4, 2019

Phoenix, Arizona



JURY SELECTION

Presented by:

JAY CHAPMAN

Assistant Phoenix City Prosecutor

Phoenix, Arizona

Distributed by:

ARIZONA PROSECUTING ATTORNEYS' ADVISORY COUNCIL

1951 West Camelback Road, Suite 202

Phoenix, Arizona 85015

ELIZABETH BURTON ORTIZ

EXECUTIVE DIRECTOR



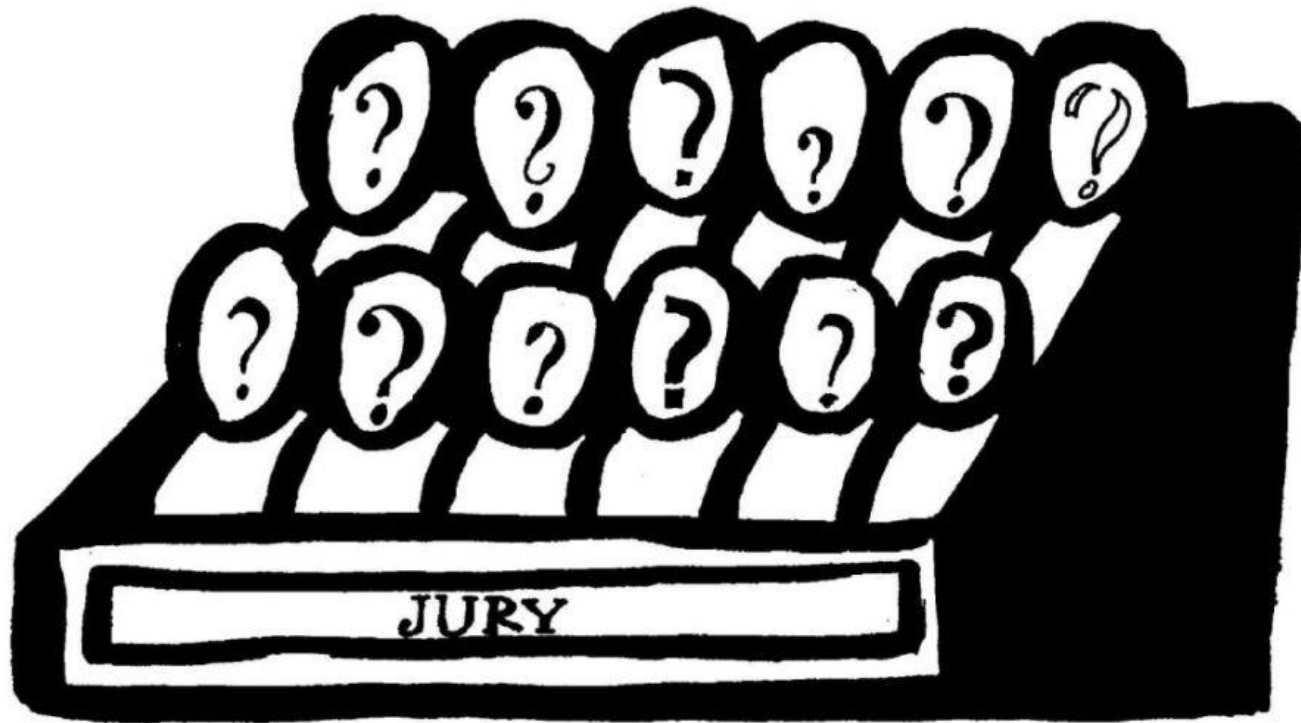
Jury Selection

Jay Chapman

City of Phoenix Assistant City Prosecutor

May 13, 2019

Fair & Impartial Jury



How Many?



- 30 years of imprisonment or more:
12 jurors
- Less than 30 years of imprisonment:
8 jurors
- Misdemeanor:
6 jurors



PROSECUTOR EDITION



100 prosecutors were surveyed
(not really)

The top 10 answers are on the board.

What should a prosecutor do during jury selection to select a fair jury?



#1 APPRECIATE ITS IMPORTANCE 25

“Just give me the
first 7” may cost
you the case.



READ JURORS

18

Really listen,
notice body language,
tone, pauses,
clothes, & books.
What does your gut tell
you?



BE COP CONSCIOUS

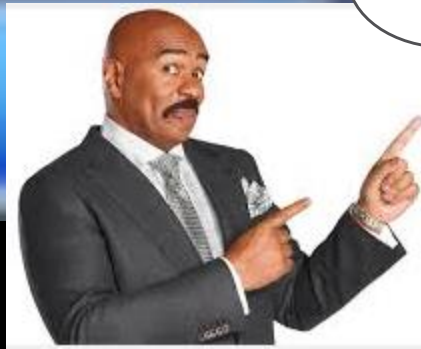
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Have you, a family member or close friend had an unusually positive or negative experience with police?



ESTABLISH
RAPPORT

12



Do not
cross-examine
the juror



When jurors are
brought back
individually ask open
ended questions.

GET THEM TALKING

10



#6 SET UP STRIKES FOR CAUSE

6

Given your personal
experiences with DUI
wouldn't it be easier to
serve on a shoplift
case?



Peremptory Challenges

- Death Penalty Cases: 10
- Superior Court Cases: 6
- Limited Jurisdiction courts: 2
- Joint Trials: each defendant gets half
- May agree to fewer

#7 USE PLAIN ENGLISH

5

Don't talk down to
jurors. Don't use
legalize.
Be conversational.



Confident = Credibility

#8 ACT CONFIDENT

4



Take good notes,
use question marks or
stars

#9 USE SHORT
HAND

3



Be ready to introduce
yourself & your
witnesses. Have your
table organized.



#10 MAKE A GOOD
1ST IMPRESSION

2



#1 APPRECIATE ITS
IMPORTANCE 25

#6 SET UP STRIKES
FOR CAUSE 6

#2 READ JURORS
18

#7 USE PLAIN
ENGLISH 5

#3 BE COP
CONSCIOUS 15

#8 ACT CONFIDENT
4

#4 ESTABLISH
RAPPORT 12

#9 USE SHORT
HAND 3

#5 GET THEM
TALKING 10

#10 MAKE A GOOD
1ST IMPRESSION 2



What would you add to the list?